THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.26757 of 2005

19.12.2005

Between:

Yendikatla Ali Sab, S/o.Pakir Sab

… Petitioner

AND

The Government of Andhra Pradesh, rep by its Principal Secretary,

Panchayat Raj & Rural Development

and others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.26757 of 2005

ORDER:

The petitioner is a sarpanch of G.V.Puram Gram Panchayat of Obulavaripalli Mandal in Kadapa District. He is aggrieved by a telegram/ phonogram dated 24.10.2005 issued by the second respondent advising the Sub Treasury Officer, Kodur and the Branch Manager, State Bank of India, Kodur not to honour the cheques presented by the petitioner. Though the said telegram was issued in October 2005, the petitioner chose to file the writ petition on 14.12.2005. Therefore, this Court directed the learned Assistant Government Pleader to get instructions in the matter.

The learned Assistant Government Pleader (Panchayat Raj) today placed before this Court a show cause notice in ROC No.2729/2005-A2, dated 16.12.2005 issued by the second respondent calling upon the petitioner to submit explanation as to why his powers to draw the Gram Panchayat funds should not be suspended under Rule 42 of the Rules (issued in G.O.Ms.No.30, dated 20.1.1995). While doing so, the petitioner was informed that to prevent further misuse of funds, telegram was issued on 24.10.2005. A copy of the show cause notice is handed over to the learned Counsel for the petitioner. In that view of the matter, giving liberty to the petitioner to submit explanation to the show cause notice dated 16.12.2005 and/or to challenge the suspension order before the District Collector, Kadapa under Rule 42(2) of the Rules, the writ petition is disposed of. No costs.

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(**V.V.S.RAO, J**)

December 19, 2005.

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